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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of Morton M. Mower, M.D.

Serial No.: 09/929,478

Group Art Unit: 3762

Filed: 08/14/01

Examiner:

For: Antitachycardial Pacing

Commissioner for Patents  
Washington, D.C. 20231



RECEIVED  
DEC - 7 2001  
TC 3100 MAIL ROOM

Dear Sir:

Enclosed please find the following:

1. Substitute Combined Declaration and Power of Attorney.

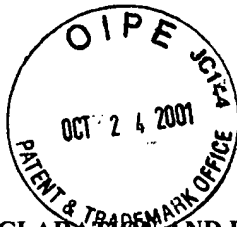
The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to Deposit Account No. 18-1579. The Commissioner is also authorized to charge Deposit Account No. 18-1579 for any future fees connected in any way to this application. Two copies of this letter are enclosed.

Respectfully submitted,

Kevin L. Pontius  
Registration No. 37,512  
Roberts Abokhair & Mardula, LLC  
11800 Sunrise Valley Drive, Suite 1000  
Reston, VA 20191-5302  
(703) 391-2900

October 24, 2001

Attorney Docket No.: 2206-006C



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Atty. Dkt. No.: 2206-006 C

DEC - 7 2001

**SUBSTITUTE COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

TC 3700 MAIL ROOM

This declaration is of the following type:

- ☐ original
- ☐ divisional
- ☒ continuation
- ☐ continuation-in-part

**INVENTORSHIP IDENTIFICATION**

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**

*"Antitachycardial Pacing"*

**SPECIFICATION IDENTIFICATION**

The specification of which:

- ☐ is attached hereto.
- ☒ was filed on **August 14, 2001**, under Serial No. **09/929,478**, and was amended on **August 14, 2001** (if applicable).
- ☐ was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_.

**ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which is material to the examination of this application; namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and

**PRIORITY CLAIM (35 U.S.C. §119)**

I hereby claim foreign priority benefits under Title 35, United States Code, §119, of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below, and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

- ☒ No such applications have been filed.
- ☐ Such applications have been filed as follows:

- A. Prior foreign/PCT application(s) filed within 12 mos. (6 mos. for design) prior to this application, and any priority claims under 35 U.S.C. §119

<u>Country/PCT</u>	<u>Application No</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

- B. All foreign application(s), if any, filed more than 12 mos. (6 mos for design) prior to this U.S. application

Country:  
Application No:  
Filing date:

#### PRIORITY CLAIM (35 U.S.C. §120)

I hereby claim the benefit under Title 35, United States Code, §120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information that is material to the examination of this application (namely, information where there is substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

☐ No such applications have been filed  
☒ Such applications have been filed, as follows:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status</u>		
		<u>Patented</u>	<u>Pending</u>	<u>Abandoned</u>
08/699,552	08/19/1996	X		
09/231,570	01/14/1999		X	

#### POWER OF ATTORNEY

I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Jon L. Roberts	Registration No. 31,293
John K. Abokhair	Registration No. 30,537
Kevin L. Pontius	Registration No. 37,512
Christopher B. Kilner	Registration No. 45,381
Nathan J. Wolf	Registration No. 39,075
Timothy W. Graves	Registration No. 45,940

Send correspondence to:

Direct telephone calls to:

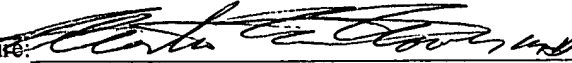
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Kevin L. Pontius  
703-391-2900

## DECLARATION

*I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.*

Full name of sole or first inventor: **Morton M. MOWER, M.D.**

Inventor's signature:  Date: 10/19/01

Residence: Baltimore, Maryland

Post Office Address: 3908 N. Charles Street, #1001  
Baltimore, MD 21218  
U.S.A.

Country of Citizenship: U.S.A.

Full name of second inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence:

Post Office Address:

Country of Citizenship:

Full name of third inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence:

Post Office Address:

Country of Citizenship:

Full name of fourth inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence:

Post Office Address:

Country of Citizenship:

Full name of fifth inventor:

Inventor's signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence:

Post Office Address:

Country of Citizenship:

(Declaration ends with this page)